

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

| | | |
|-----------------------------------|----------|---------------------------------------------|
| UNITED STATES OF AMERICA | : | CRIMINAL NO. 04- |
| | : | |
| v. | : | DATE FILED: |
| | : | |
| JOSE GUADALUPE LARA-ZURITA | : | VIOLATION: 8 U.S.C. §§1326(a) and |
| | | (b)(2)(reentry after deportation - 1 |
| | | count); |
| | | -Notice of prior conviction |

I N D I C T M E N T

COUNT ONE

THE GRAND JURY CHARGES THAT:

On or about May 11, 2004 at Philadelphia, in the Eastern District of
Pennsylvania, defendant

JOSE GUADALUPE LARA-ZURITA

an alien, being a citizen of Mexico who had previously been deported from the United States on or about December 29, 1993, was thereafter found in the United States, having knowingly and unlawfully reentered the United States without first applying to the United States Attorney General, or his successor, the Secretary for Homeland Security (Title 6, United States Code, Sections 202(3), (4) and 557), for permission to reapply for admission, and without receiving in response the express consent of the Attorney General to reapply for admission.

In violation of Title 8, United States Code, Section 1326(a) and (b)(2).

NOTICE OF PRIOR CONVICTION

Defendant JOSE GUADALUPE LARA-ZURITA committed the offense charged in Count 1 of this Indictment after having been convicted in the Superior Court of the State of California in and for the County of Santa Barbara of an aggravated felony, that is, possession of a controlled substance (cocaine), in violation of 11350 of the Health and Safety Code of the State of California.

FOREPERSON

PATRICK L. MEEHAN
United States Attorney